

## AMENDMENTS TO CLAIMS

Claims 8, 11, 13-17, and 27-29 are pending.

Claims 1-7, 9, 10, 12, 18-26 were previously cancelled.

Claims 8-11, 27, and 28 are amended herein.

Claims 14-17, and 27-29 remain unchanged.

The status of the claims is as follows:

1. (Canceled)
2. (Canceled)
3. (Canceled)
4. (Canceled)
5. (Canceled)
6. (Canceled)
7. (Canceled)
8. (Currently amended) A device for dampening a vibratable surface of a musical instrument comprising:

a patch comprising a resilient, pliable, adhesive, substantially oil-free body adhesive to a vibratable surface and an integral flexible base; and

a second patch, the second patch substantially identical to the first patch for stacking on the first patch, the first patch for attaching to the vibratable surface; and wherein no portion of the patch is positioned on the vibratable surface of the musical instrument at a point of impact.

9. (Canceled)
10. (Canceled)
11. (Currently amended) A percussion device comprising: for dampening a vibratable surface of a musical instrument comprising:

a drum having an impact surface and a non-impact surface;

a patch comprising a resilient, pliable, adhesive, oil-free body;

wherein the patch includes a top adhesive surface and bottom surface, the top adhesive surface oil-free and adhesivable to the non-impact surface of the drum; and

wherein no portion of the patch is positioned on the vibratable surface of the musical instrument at a point of impact.

12. (Cancelled)

13. (Previously presented) A method for manufacturing a patch for application to a vibratable surface of a musical instrument, the method comprising the steps of:

providing a flat surface;

applying the polyurethane mix to the flat surface;

laying a sheet of base material other than a woven fabric onto the polyurethane mix;

allowing the polyurethane mix to cure;

releasing the cured polyurethane mix and base material from the flat surface; and

applying the cured polyurethane mix and base material to a vibratable surface of the musical instrument wherein no portion of the cured polyurethane mix and base material is applied at a point of impact.

14. (Original) The method of claim 13 wherein the providing step includes a step of providing a release sheet on the flat surface.

15. (Original) The method of claim 14 further including, after the laying step, a step of removing any trapped air from the mix prior to curing;

16. (Original) The method of claim 15 further including the step of cutting the cured/mixed sheet to a pre-selected shape.

17. (Original) The method of claim 16 wherein the pre-selected shape is a rectangle with an area between about 1 sq. inch and 12 sq. inches.

18. (Cancelled)

19. (Cancelled)

20. (Cancelled)

21. (Canceled)

22. (Canceled)

23. (Canceled)

24. (Canceled)

25. (Canceled)

26. (Canceled)

27. (Currently amended) A ~~percussion device for dampening a vibratable surface of a musical instrument comprising:~~

~~a drum head having an impact and a non-impact surface; and~~

a patch comprising a resilient, pliable, adhesive body, and an integral flexible base, wherein the base is foam;

wherein the patch includes a top and bottom surface ~~and the foam is closer to one of the top surface or the bottom surface than the other;~~ and

wherein the patch is positioned on the ~~non-impact underside of a vibratable surface of the drumhead musical instrument.~~

28. (Currently amended) The device of claim 27 wherein the ~~body of the patch comprises polyurethane patch is positioned on the underside of a vibratable surface at a point other than opposite the point of impact.~~

29. (Previously presented) A device for dampening a vibratable surface of a musical instrument comprising:

a patch comprising a resilient, pliable, adhesive body, and an integral flexible base, wherein the base is foam and substantially oil-free; and

wherein the patch is positioned on the underside of a vibratable surface of the musical instrument at a point other than opposite the point of impact.